

**BOARD OF APPEALS  
for  
MONTGOMERY COUNTY**

**Stella B. Werner Council Office Building  
100 Maryland Avenue, Room 217  
Rockville, Maryland 20850  
(240) 777-6600**

<http://www.montgomerycountymd.gov/boa/>

**WORKSESSION MINUTES**

**Second Floor Davidson Memorial Hearing Room**

**Wednesday, July 12, 2017**

**ACTION ITEMS:**

1. Minutes of June 21, 2017, Worksession.

Action: Approved, (BG/ESR, 4-0).

2. **CBA-1383-A, Petition of Tilden Woods Recreation Association** (Community Swimming Pool). Letter to the Board from Michael Osterman, TWRA President, relating to the timing of activities at the swim club.

Action: Re-opened the record to receive Mr. Osterman's letter, (SBB/ESR, 4-0).

3. **S-92, S-92-A, S-240, CBA-652, Petition of YMCA of Metropolitan Washington** (Family Center). Letter to the Board from Todd Brown, Esquire, requesting an administrative modification of this special exception. [Exhibits: site plan, floor plans, construction and lighting details].

Action: Granted modification of this special exception, (SBB/ESR, 4-0).

4. **S-274-D, Petition of Suburban Hospital, Inc.** (Hospital). Email to the Board dated June 16, 2017, from Kate Stern and Jonna Stoycos of the HTCA, asking for the Board's assistance in preventing a potential special exception violation. Also included are (1) a second email, dated June 20, 2017, confirming that Ms. Stern and Ms. Stoycos would like the Board to treat their June 16, 2017, email as a complaint; (2) a Memorandum dated June 26, 2017, from Jennyffer Vargas, DPS, indicating that an inspection of this complaint revealed no violation; (3) email correspondence dated June 28, 2017, from Ms. Stoycos and Ms. Stern, stating that the DPS Memorandum does not address their complaint or their concerns regarding the potential violation; and (4) a letter from Barbara Sears, Esquire and Erin Girard, Esquire, on behalf of Suburban Hospital, seeking dismissal of the complaint.

Action: Dismissed the complaint from Ms. Stern and Ms. Stoycos, (ESR/BG, 4-0).

5. **S-1172, Petition of Beryce MacLennan** (Accessory Apartment). Memorandum to the Board from Unray Peters, Inspector, Department of Housing and Community Affairs, requesting that this special exception be revoked as abandoned. Also included is confirmation of the abandonment from the current property owner.

Action: Revoked the special exception as abandoned, (ESR/SBB, 4-0).

6. **S-1906, Petition of Thomas and Carol Garvey** (Major Home Occupation). Memorandum to the Board from Barbara Cox, Inspector, Department of Permitting Services, indicating that this special exception is being operated with only one non-resident employee, such that it now meets the standards for a low-impact home occupation, and that the special exception is no longer needed. Also included is confirmation from the special exception holder.

Action: Revoked the special exception as abandoned, (ESR/BG, 4-0).

7. **S-2659, S-2660, Petition of Jeffrey B. Walcoff, D.V. M. and Sheila Dearybury Walcoff** (Veterinary Hospital and Animal Boarding Place). Letter to the Board from Jody S. Kline, Esquire, requesting an administrative modification to this special exception.

Action: Granted administrative modification of this special exception, (BG/ESR, 4-0).

#### **PENDING ITEMS:**

8. **CBA-1730, Petition of Stanley Rakusin and Arthur P. Becker** (Apartment Hotel). Letter to the Board from Robert R. Harris, Esquire, requesting reconsideration of the Board's revocation of special exception CBA-1730, and asking that the special exception be reinstated. Item deferred (consensus). [W/S: 4/27/16].

#### **Board Members**

Carolyn J. Shawaker, Chair - ABSENT  
John H. Pentecost, Vice Chair  
Stanley B. Boyd  
Edwin S. Rosado  
Bruce Goldensohn

#### **Staff**

Barbara Jay, Executive Director  
Kathryn Lloyd, Associate County Attorney